

Message

From: Weiner, Caleb (BRI) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=CALEB.WEINER]
Sent: 4/5/2011 9:46:26 PM
To: Farak, Sonja (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=Sonja.Farak]
Subject: RE: Fall River case

Hi Sonia - just wanted to let you know what happened.

Things were looking good, defendant realizing how strong our case was tendered a plea, trying for a suspended sentence. Then the judge said he'd impose committed time, and she withdrew her plea. By this point, given how far you are away, it was much too late to try to get you here.

So... Case got continued to 5.17.11. I do expect it will be a trial. Can you be in Fall River on that day?

Thanks,

Caleb

-----Original Message-----

From: Farak, Sonja (DPH)
Sent: Monday, April 04, 2011 8:07 PM
To: Weiner, Caleb (BRI)
Subject: RE: Fall River case

Hi Caleb-

Actually, I'm scheduled to be in Springfield Superior Court tomorrow at 11:30am. Although the ADA said he will try to get me on the stand ASAP, I am a little concerned that he is underestimating the time it will take to select a jury and get to me (I suppose it is possible that the jury was selected today, but I am under the impression that the case actually starts tomorrow). If I actually get on and off before the lunch break, I could try to zip on down there by about 3 or 3:30. If you want, I could give you (or someone else in your office?) a call when I am done in Springfield to see where things stand. I know that by the time I know it may be too late to determine anything on your end - I wish I could be more helpful. Just let me know what, if anything, you want me to do tomorrow. As for my schedule for the rest of April, here it is:

4/5/2011 Springfield Superior
4/5/2011 Springfield District
4/5/2011 Holyoke District

4/6/2011 Springfield District (case is from 2007, so it may have priority on the trial list)
4/6/2011 [REDACTED] 4:15 (Northampton)

4/7/2011 Holyoke District
4/7/2011 [REDACTED] 3:45 (Northampton)

4/11/2011 Holyoke District x2

4/13/2011 Springfield District x3
4/13/2011 Holyoke District

4/14/2011 Holyoke District

4/15/2011 Springfield District

4/19/2011 Springfield District

4/21/2011 Springfield District

4/25/2011 Pittsfield District

4/26/2011 unavailable - out of town

4/27/2011 all day GC/MS training in Jamaica Plain

I believe that this is up to date, though it is a few days old (cut and pasted from a previous email). Most of the Springfield Districts don't end up going, so if there is a specific date you wanted, I could contact the ADA involved with the case and see what the status is and if the date could be changed is necessary. I don't have my May (and beyond) schedule here at home right now, but I can email it to you tomorrow morning.

-Sonja

Sonja Farak
Drug Analysis Lab
work: 413-545-2607
fax: 413-545-2608 (summons can be faxed here instead of mailed, if it is easier for your office)
cell: [REDACTED]

From: Weiner, Caleb (BRI)
Sent: Monday, April 04, 2011 5:36 PM
To: Farak, Sonja (DPH)
Subject: Fall River case

Hello Ms. Farak, I am writing to you regarding the case of Commonwealth v. [REDACTED] for which you analyzed drugs on 6.2.2010.

The case is scheduled for trial tomorrow. My file indicates that you were scheduled to be sent a summons, but that no summons actually issued. If there is any way that you might be available to come to Fall River tomorrow, even if it weren't till the afternoon, it would be very much appreciated. I would understand, however, if you could not, and in any event wanted to reach out to you so that we could be in contact, because I do expect that this case will ultimately be a trial.

Would you let me know about tomorrow, and if it doesn't work, give me a sense of your schedule going forward in the likely event that the case is continued?

Feel free to call at the number below or on my cell at [REDACTED]

Thank you, sincerely,

Caleb

Caleb Weiner
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